

ESTTA Tracking number: **ESTTA254933**

Filing date: **12/15/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91186209
Party	Plaintiff Sizzler USA Franchise, Inc.
Correspondence Address	Jessica C. Bromall Jeffer, Mangels, Butler & Marmaro LLP 1900 Ave. of the Stars7th Floor Los Angeles, CA 90067-4308 UNITED STATES trademarkdocket@jmbm.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Jessica C. Bromall
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Date	12/15/2008
Attachments	Consent Motion to Extend.pdf (3 pages)(8600 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

<p>SIZZLER USA FRANCHISE, INC.,</p> <p style="text-align:center">Opposer,</p> <p style="text-align:center">v.</p> <p>ICON BURGER DEVELOPMENT COMPANY,</p> <p style="text-align:center">Applicant.</p>	<p>Opposition No.: 91/186,209</p> <p>Application Serial No.: 77/427,433</p> <p>Mark: SMASH SMASH.SIZZLE.SAVOR. & Design</p> <p>Published for Opposition: August 5, 2008</p> <p>Atty. Ref. No.: 59243-9074</p>
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Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

CONSENTED MOTION TO EXTEND

Opposer Sizzler USA Franchise, Inc. ("Opposer"), with the consent of applicant Icon Burger Development Company ("Applicant"), hereby requests that the remaining case management dates in this matter be extended by thirty (30) days, and reset as set forth below:

	CURRENT DATE	PROPOSED DATE
Initial Disclosures Due:	December 13, 2008	January 12, 2009
Expert Disclosures Due:	April 12, 2009	May 12, 2009
Discovery Closes:	May 12, 2009	June 11, 2009
Plaintiff's Pretrial Disclosures:	June 26, 2009	July 26, 2009
Plaintiff's 30-day Trial Period Ends:	August 10, 2009	September 9, 2009
Defendant's Pretrial Disclosures:	August 25, 2009	September 24, 2009

Defendant's 30-day Trial Period Ends:	October 9, 2009	November 8, 2009
Plaintiff's Rebuttal Disclosures:	October 24, 2009	November 23, 2009
Plaintiff's 15-day Rebuttal Ends:	November 23, 2009	December 23, 2009

The parties are discussing settlement and Applicant has specifically consented to the thirty (30) day extension requested herein.

Respectfully submitted,

Dated: December 15, 2008

/s/ Jessica C. Bromall

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CERTIFICATE OF SERVICE

It is hereby certified that on **December 15, 2008**, a copy of the foregoing NOTICE OF OPPOSITION has been sent by first class mail, postage prepaid to Applicant's attorney at the following address:

Timothy P. Gerzoff
HOLLAND & HART LLP
One Boulder Plaza, 1800 Broadway, Suite 300
Boulder, CO 80302

Dated: December 15, 2008

Michelle Boothby